

**THE MINUTES OF THE HOUSE STANDING COMMITTEE  
ON  
JUDICIARY**

**Wednesday, January 9, 2008**

**2:00 p.m.**

**Room 521 House Office Building**

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The House Standing Committee on Judiciary was called to order by **Representative Paul Condino**, Chairman.

**MEMBERS PRESENT:** Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca.

**MEMBERS ABSENT/EXCUSED:** Representatives Virgil Smith and David Law.

**Representative Coulouris** moved to adopt the minutes of the **December 12, 2007**, meeting. There being no objection, the motion prevailed by unanimous consent.

**Representative Schuitmaker** moved to excuse absent members from the committee. There being no objection, the motion prevailed by unanimous consent.

**Chairman Condino** laid **HB 5513** before the committee:

HB 5513 Byrnes	Family law; marriage and divorce; change of name procedure whenever decree of divorce is granted; revise to make gender neutral.
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**TESTIMONY**

**Representative Byrnes**, sponsor of HB 5513, explained her bill to the committee.

**Ron Khoury**, representing the Family Law Section of the State Bar of Michigan, submitted a card indicating no position at this time and did not wish to speak.

**Representative Coulouris** moved to report **HB 5513** with recommendation.

The motion prevailed by a vote of **11-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Elsenheimer, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Chairman Condino** laid **HB 5186**, **HB 5187**, and **HB 5188** before the committee:

HB 5186 Rick Jones Probate; guardians and conservators; appointment of conservator; require court to consider if person under a guardianship has liquid assets of more than certain limit.

HB 5187 Coulouris Probate; guardians and conservators; power of conservator to mortgage or place lien on protected individual's home; require prior court approval.

HB 5188 Steil Probate; guardians and conservators; bond; require if protected individual has liquid assets over certain limit.

### **TESTIMONY**

**Representative Steil**, sponsor of HB 5188, explained his bill to the committee and submitted the list of task force members.

**Representative Coulouris**, sponsor of HB 5187, explained his bill to the committee.

**Representative Rick Jones**, sponsor of HB 5186, explained his bill to the committee.

**Brad Vauter**, representing Elder Law of Michigan, testified in support of the bills.

**Josh Ard**, representing Elder Law and the Disability Rights Section of the State Bar of Michigan, testified and submitted written testimony in support of HB 5187 and HB 5188.

**Felicia Wasson** and **Anita Salustro**, representing the AARP/Michigan, testified in support of the bills. Ms. Salustro submitted written testimony.

*The following people submitted a card and did not wish to speak:*

**Patrick McCollough**, representing the Michigan Probate Judges Association (MPJA) supports the bills and substitute as agreed to.

**K. C. Steckelberg**, representing the Prosecuting Attorney Association of Michigan (PAAM) supports the bills.

**Roxanne Chang**, representing the Probate Court Association, supports the bills and submitted written testimony.

**Judge Milton L. Mack, Jr.**, representing the Probate Court Association, supports the bills and submitted written testimony.

**Dolores M. Coulter**, Chair of the Elder Law and Disability Rights Section, State Bar of Michigan, submitted written testimony.

**Kolean England** submitted written testimony.

**Representative Coulouris** moved to adopt the substitute (**H-1**) to **HB 5186**.

The motion prevailed by a vote of **12-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Meadows** moved to report **HB 5186** with recommendation, as substitute (**H-1**).

The motion prevailed by a vote of **13-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Schuitmaker** moved to report **HB 5187** with recommendation.

The motion prevailed by a vote of **13-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

**Representative Bieda** moved to report **HB 5188** with recommendation.

The motion prevailed by a vote of **13-0-0**.

**FAVORABLE ROLL CALL:**

Yeas: Representatives Condino, Coulouris, Bieda, Corriveau, Meadows, Meisner, Scott, Warren, Schuitmaker, Elsenheimer, Stakoe, Rick Jones and Rocca,

Nays: None,

Pass: None.

There being no further business to come before the committee, the Chair adjourned the meeting at 2:52 p.m.

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**Representative Paul Condino, Chairman**  
**House Standing Committee on Judiciary**

Malika Abdur-Rashid

Committee Clerk

517-373-7256

52 Minutes